

UNITED STATES DISTRICT COURT

DISTRICT OF DELAWARE

JAMES ARTHUR BIGGINS, )  
Plaintiff, ) Case No. 008-004 GMS  
v. ) JURY TRIAL DEMANDED  
GOV. RUTH ANN MINNER, ET AL., )  
Defendants. )

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AFFIDAVIT OF LOUISE DESROSIERS, M.D.

STATE OF DELAWARE )  
)  
COUNTY OF KENT )

I, LOUISE DESROSIERS, M.D., being duly sworn hereby aver as follows:

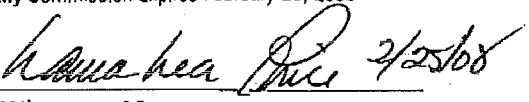
1. I am over the age of 18 and competent to make this affidavit. I am one of Plaintiff's treating physicians.
2. After four years, medical orders should be reviewed and reassessed.
3. CMS has attempted to treat Plaintiff's lower back with pain medications and muscle relaxants, including Soma, Feldene, Ultram, Tylenol 3, Neurontin and Robaxin. This course of treatment has had limited success, and it was determined to try to reduce his dependence on narcotic medications and try other options, such as physiotherapy.
4. On December 4, 2007, Ultram and Neurontin were discontinued.
5. On December 4, 2007, Tylenol 3 and Robaxin were started.
6. Plaintiff was given physiotherapy in December 2007 and appears to have responded well.

7. Plaintiff's condition, and the approach to his treatment, is being re-evaluated. He has undergone a physical exam, and radiographic studies are being updated to determine whether to continue conservative treatment or whether more aggressive modalities are warranted.
8. On February 5, 2008 Tylenol 3 was stopped temporarily. Plaintiff has been re-assessed and has been prescribed Vicodin for five days after which time Tylenol 3 will be restarted.

FURTHER THE AFFIANT SAYETH NOT

  
Louise Desrosiers, M.D.

LAURA LEA PRICE  
NOTARY PUBLIC  
STATE OF DELAWARE  
My Commission Expires February 28, 2009

  
Witness -- Notary  
My commission expires:

**CERTIFICATE OF SERVICE**

I, James Drnec, hereby certify that on the 3rd day of March 2008, the foregoing Affidavit of Louise Desrosiers, M.D. was filed via CM/ECF and served upon the following via the manner indicated:

**FIRST CLASS MAIL**

James Arthur Biggins  
#0319264  
Delaware Correctional Center  
1181 Paddock Road  
Smyrna, DE 19977

**CM/ECF FILING**

Ophelia Michelle Waters, Esquire  
Department of Justice  
820 N. French Street, 8th Floor  
Carvel Office Building  
Wilmington, DE 19801

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/s/ James E. Drnec  
James E. Drnec, Esquire (#3789)